



10/29/04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Frank Dean

Serial No.: 10/672,847

Filed: Sept. 25, 2003

For: Chelation Compositions

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Examiner: TRUONG, DUC

Art Unit: 1711

Confirmation No. 1624

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Karen B. Tripp

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment mailed September 28, 2004. The Notice advises that the preliminary amendment filed with the patent application on September 25, 2003 was non-compliant because a complete listing of all of the claims was not present and each claim was not provided with the proper status identifier so that the individual status of each claim could be identified. That is, the deleted claims from the parent application were not shown in the list of claims as canceled. These claims have now each been inserted with the claim number and the notation that the claim has been "canceled" and thus the claims are now believed to be a complete listing with reflection of the proper status identifier for each. In the event that the amendment is still viewed as non-compliant, the Examiner is earnestly requested to call the undersigned regarding same.

Please enter this attached revised amendment to the "Amendments to the claims" section of Applicant's preliminary amendment, as fully responsive to the Notice of Non Compliant Amendment.

This response is submitted within the one month period for response provided and no extension or fee is believed due. However, in the event that a fee is due for any reason, the Commissioner is authorized to charge same to undersigned's Deposit Account No. 50-0807.

In the previously submitted amendment, please correct the Amendment to the Claims section to read as follows:

IN THE CLAIMS:

Please cancel claims 1, 6-11, 15, 19, 23, 27, 31, and 33, considered in the parent application, which was the subject of a restriction requirement. Please amend the remaining claims to read as follows:



10-29-04

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PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/672,847	
	Filing Date	September 25, 2003	
	First Named Inventor	Frank Dean	
	Art Unit	1711	
	Examiner Name	TRUONG, DUC	
Total Number of Pages in This Submission	20	Attorney Docket Number	LIDO:003D1

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Karen B. Tripp, Attorney at Law
Signature	<i>Karen B. Tripp</i>
Date	October 27, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the 28th day of October, 2004.			
Typed or printed name	Karen B. Tripp		
Signature	<i>Karen B. Tripp</i>	Date	October 28, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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